

UNITED STATES OF AMERICA
Before the
COMMODITY FUTURES TRADING COMMISSION

SIMEON ROBINSON

v.

ALTERNATIVE COMMODITY TRADERS,;
d/b/a LEE HOWARD SEID, RANDY :
FARBER, LFG, L.L.C., RICHARD STUART:
SEID and LEE HOWARD SEID

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CFTC Docket No. 00-R080

ORDER PURSUANT TO
DELEGATED AUTHORITY

Complainant Simeon Robinson (“Robinson”) seeks a 21-day extension in the deadline for submitting a brief in support of his appeal from the dismissal of his complaint. His motion explains that due to his involvement in LFG, L.L.C.’s (“LFG”) bankruptcy proceeding, he needs additional time to prepare his brief. None of the respondents has filed an objection to the request.

For good cause shown, Robinson’s deadline for submitting his brief is extended to September 6, 2001. Additional extensions will not be granted, however, in the absence of extraordinary circumstances. In this regard, complainant should note that the LFG bankruptcy proceeding is an independent action that will not influence the outcome of his appeal. Consequently, his brief should address issues raised on the record of this proceeding, including the Administrative Law Judge’s (“ALJ”) finding that Robinson willfully disregarded his obligation to comply with applicable procedural requirements.

While this proceeding was still pending before the ALJ, Robinson filed an application for interlocutory review of the ALJ's denial of his motion to disqualify. Because the ALJ issued his decision dismissing the complaint prior to the Commission's resolution of the issues raised in the application, there is no basis for granting interlocutory review. Consequently, Robinson's application for interlocutory review is dismissed as moot. Robinson shall be free, however, to renew his arguments on the issue of bias in his appeal brief.

IT IS SO ORDERED.¹

Edson G. Case
Deputy General Counsel
Commodity Futures Trading Commission

Dated: August 10, 2001

¹ By the Commission pursuant to delegated authority. 17 C.F.R. § 12.408(a)(1), (4).